

PROPOSED HOUSE AND JOINT RULES AMENDMENTS
RELATING TO A SPECIAL OR RECONVENED LEGISLATIVE SESSION

1 **SECTION 1. AMENDMENT.** Subsection 4 of House Rule 318 is amended as follows:

2 4. The following questions require a two-thirds vote of the members-elect of the House:

3 a. Initiated and referred measures amended or repealed within seven years after
4 enactment or approval, as provided in Section 8, Article III, of the Constitution
5 and House Rule 339.

6 b. Emergency clauses, as provided in Section 13, Article IV, of the Constitution.

7 c. Vetoed measures, reconsideration, as provided in Section 9, Article V, of the
8 Constitution.

9 d. Adoption of propositions of a divided question if the division would require a
10 two-thirds vote of the members-elect, as provided in House Rule 319.

11 e. To recede before a conference in a case where two-thirds governs, as provided
12 in Joint Rule 202.

13 f. ~~Second reading same day as report, as provided in House Rule 337.~~

14 g. Reconsideration after the next legislative day, as provided in House Rule 348.

15 h-g. Reconsideration after a clincher motion, as provided in House Rule 349.

16 i-h. Suspension of requirement that copies of amendments be distributed before
17 acted on, as provided in House Rule 601.

18 j-i. Amendment, reconsideration, or suspension of a joint rule, as provided in Joint
19 Rule 105.

20 **SECTION 2. AMENDMENT.** House Rule 337 is amended as follows:

21 **337. Second reading.** No bill requiring the approval of the Governor, no resolution
22 proposing a change in the Constitution of North Dakota, and no resolution ratifying an
23 amendment to the Constitution of the United States may be referred, except in the case of a bill
24 or resolution that is prefiled pursuant to House Rule 401, or amended until it has been read; nor
25 may any such bill or resolution have its second reading and final passage until at least one day
26 after it has been reported to the House by the committee to which it was referred, provided that
27 any such bill or resolution may have its second reading and final passage on the same day it is
28 reported back when so ordered by two-thirds of the members-elect of the House its first reading.

1 **SECTION 3. AMENDMENT.** House Rule 347 is amended as follows:

2 **347. Transmittal of measure to Senate - Notice of intention to reconsider.**

- 3 1. After the second reading of a bill or resolution, the Chief Clerk shall ~~retain the bill or~~
4 ~~resolution until the end of the next legislative day, unless the bill or resolution has~~
5 ~~previously been disposed of.~~
- 6 2. ~~On the thirty-sixth and thirty-seventh legislative days and after the fifty-seventh~~
7 ~~legislative day, the Chief Clerk shall transmit the bill or resolution to the Senate~~
8 ~~immediately upon adjournment of the last session on that day unless action on the bill~~
9 ~~or resolution is pending as the result of the House passing a motion to reconsider or~~
10 ~~unless the Majority or Minority Leader has given notice of intention to move the~~
11 ~~reconsideration of that bill or resolution.~~
- 12 3. ~~After the sixty-sixth legislative day, the Chief Clerk shall transmit the bill or resolution~~
13 ~~to the Senate immediately after the second reading of the bill or resolution unless the~~
14 ~~Majority or Minority Leader has given notice of intention to move the reconsideration of~~
15 ~~that bill or resolution.~~
- 16 4.2. When a member in explaining the member's vote states to the House that the
17 member's vote is for the purpose of reconsideration, that statement also is notice of
18 such intention.
- 19 5. ~~If notice is given by a member other than the Majority or Minority Leader but the~~
20 ~~motion to reconsider is not made before the end of the next legislative day, the Chief~~
21 ~~Clerk shall transmit the bill or resolution to the Senate at the end of that next legislative~~
22 ~~day.~~
- 23 3. If notice of intention to move reconsideration is given by the Majority or Minority
24 Leader, the Chief Clerk shall retain the bill or resolution until adjournment of that day's
25 session.

26 **SECTION 4. AMENDMENT.** Subsection 1 of House Rule 401 is amended as follows:

- 27 1. Any bill or resolution that conforms to statutory requirements and these rules, ~~with~~
28 ~~the number and time prescribed,~~ may be introduced by any member, standing
29 committee, or the Legislative Management, by filing the bill or resolution with the Chief
30 Clerk, who shall number consecutively each bill or resolution.

31 **SECTION 5. AMENDMENT.** House Rule 402 is amended as follows:

- 1 1. ~~No member other than the Majority and Minority Leaders may introduce more than five-~~
2 ~~bills as prime sponsor after the third legislative day. No bill may be introduced after the~~
3 ~~eighth legislative day, and no resolution, except those resolutions described in~~
4 ~~subsection 4, may be introduced after the sixteenth legislative day, except upon~~
5 ~~approval of the Legislative Management or a majority of the Delayed Bills Committee~~
6 ~~or upon two-thirds vote of the members of the House present and voting.~~
- 7 2. No member of the Legislative Assembly on April first of the year before a regular
8 legislative session may submit a bill mandating health insurance coverage of services
9 or payment for specified providers as described in North Dakota Century Code Section
10 54-03-28 for consideration by the Employee Benefits Programs Committee after April
11 first of the year before a regular legislative session. No member of the Legislative
12 Assembly taking legislative office for the first time after November thirtieth of the year
13 before a regular legislative session may submit a bill mandating health insurance
14 coverage of services or payment for specified providers as described in North Dakota
15 Century Code Section 54-03-28 for consideration by the Employee Benefits Programs
16 Committee after the first Wednesday following adjournment of the organizational
17 session.
- 18 3. ~~No bill introduced at the request of an executive agency or the Supreme Court may be~~
19 ~~introduced after the close of business on the day after the adjournment of the~~
20 ~~organizational session, except upon approval of a majority of the Delayed Bills~~
21 ~~Committee.~~
- 22 4. ~~Resolutions that propose amendments to the Constitution of North Dakota and~~
23 ~~resolutions directing the Legislative Management to carry out a study may not be~~
24 ~~introduced after the thirty-sixth legislative day.~~

25 **SECTION 6. AMENDMENT.** House Rule 403 is amended as follows:

26 **403. Delayed bills and resolutions.** The Delayed Bills Committee shall receive from the
27 Chief Clerk every bill and resolution offered for introduction ~~after the time for introduction as~~
28 ~~limited by House Rule 402,~~ and, on the same or the next legislative day after receiving the
29 measure, shall inform the House whether the introduction of the measure has been approved. If
30 a majority of the committee favors introduction, the sponsor may introduce the measure. Each
31 measure approved for introduction must bear the name or names of the sponsor or sponsors
32 and must note the approval of the Delayed Bills Committee.

1 **SECTION 7. AMENDMENT.** House Rule 501 is amended as follows:

2 **501. Standing committees.**

- 3 1. The Committee on Committees consists of eleven members. The Majority Leader, by
4 virtue of office, is a member of the committee and shall serve as its chairman. The
5 Speaker, by virtue of office, is a member of the committee and is the vice chairman of
6 the committee. The Majority Leader shall appoint five other members from the majority
7 party and four members from the minority party to the committee. The committee shall
8 appoint standing committees concerned with matters in the fields as indicated and
9 procedural committees.
- 10 2. ~~The five-day standing committee is~~ An Appropriations Committee must be appointed
11 during a reconvened or special session: (22 members) Bills and resolutions referred or
12 rereferred under House Rule 329. Except for the committee chairman, each member
13 of the committee must be appointed to one of the following divisions of the committee
14 which, for purposes of North Dakota Century Code Section 54-03-10, are deemed
15 standing committees:
- 16 a. Education and Environment.
- 17 b. Government Operations.
- 18 c. Human Resources.
- 19 3. ~~The three-day standing committees are:~~
- 20 a. ~~Education: (13 members)~~
- 21 ~~Public Schools; Libraries; Institutions of Higher Learning.~~
- 22 b. ~~Finance and Taxation: (14 members)~~
- 23 ~~Public Debt; Taxes and Tax Laws.~~
- 24 c. ~~Human Services: (13 members)~~
- 25 ~~Human Services; Public Health; Public Safety.~~
- 26 d. ~~Industry, Business and Labor: (15 members)~~
- 27 ~~Banks and Banking; Corporations; Insurance; Matters pertaining to Private~~
28 ~~Business and Industry; Workers' Compensation; Unemployment Compensation;~~
29 ~~Labor Laws and kindred subjects.~~
- 30 e. ~~Judiciary: (14 members)~~
- 31 ~~Elections and Election Privileges; Judiciary; Constitutional Revision.~~
- 32 4. ~~The two-day standing committees are:~~

- a. ~~Agriculture: (13 members)~~
~~Agriculture; Livestock; Drainage and Irrigation; Warehouse and Grain Grading.~~
- b. ~~Energy and Natural Resources: (13 members)~~
~~Game and Fish; Public Lands; Mines and Mining; Gas and Oil; Forestry.~~
- c. ~~Government and Veterans Affairs: (14 members)~~
~~State and Federal Affairs; Government Pensions and Benefits; Military and Veterans Affairs; Industrial Commission and institutions under its supervision; State Historical Society and State Parks.~~
- d. ~~Political Subdivisions: (15 members)~~
~~Cities; Counties; Townships; Park Districts; Apportionment.~~
- e. ~~Transportation: (14 members)~~
~~Highways and Bridges; Railroads; Motor Vehicles; Airlines and Airports.~~

5. The procedural committees are:

- a. Arrangements for House Committee Rooms, to consist of three members.
- b. Correction and Revision of the Journal, to consist of five members.
- c. Delayed Bills, to consist of five members.
- d. Employment, to consist of five members.
- e. Inaugural Planning, to consist of three members.
- f. Rules, to consist of seven members.

SECTION 8. REPEAL. House Rule 502 is repealed.

SECTION 9. AMENDMENT. House Rule 504 is amended as follows:

504. Committee meetings.

- 1. ~~The Appropriations Committee meets on Monday, Tuesday, Wednesday, Thursday, and Friday of each week.~~
- 2. ~~The three-day committees meet on Monday, Tuesday, and Wednesday of each week.~~
- 3. ~~The two-day committees meet on Thursday and Friday of each week.~~
- 4. The chairman of any committee, or a majority of that committee, may call meetings at times and on other days as deemed necessary.

SECTION 10. AMENDMENT. House Rule 601 is amended as follows:

601. Report of committees.

- 1. The report of a committee must provide for one or more of the following recommendations with respect to the bill or resolution: do pass, do not pass, be

1 amended, be rereferred to another committee, or be placed on the calendar without
2 recommendation. However, when a committee fails to adopt any of the above
3 recommendations due to the lack of a majority, the chairman shall report the bill to the
4 floor with whatever minority reports individual committee members may request in
5 accordance with House Rule 602.

- 6 2. During the fifth order of business, the Chief Clerk shall announce that committee
7 reports have been received, if such is the case, and shall list the bill or resolution
8 number, or other identifier, and state the accompanying committee recommendation. If
9 the committee report is divided pursuant to House Rule 602, the Chief Clerk shall
10 announce the majority and minority report, or reports, as well.

- 11 3. a. If the committee report is for amendment, the proposed amendment must be
12 placed on the calendar ~~for the next legislative day on the sixth order of business.~~
13 ~~After the fifty-third legislative day, the proposed amendment must be placed on~~
14 ~~the calendar~~ on the sixth order of business immediately after the report of the
15 committee is received. On sixth order, the Speaker shall announce that without
16 objection, the proposed amendments on the sixth order are deemed approved. If
17 any member objects to a proposed amendment being approved with other
18 proposed amendments, that amendment must be voted on as a separate item.
- 19 b. No action may be taken on an amendment until a verbatim copy of the
20 amendment has been distributed to each member; provided, that on a two-thirds
21 vote of the members-elect, this may be suspended, and the amendment acted on
22 immediately after the report of the committee.
- 23 c. If the amendment is adopted by a majority vote of the members present, the
24 amended measure must then be placed on the calendar ~~for the next legislative~~
25 ~~day~~ under the applicable order of business for second reading and final passage
26 except as provided in subdivision e ~~or g~~.
- 27 d. If the amendment is rejected, the measure without amendment must be placed
28 on the calendar ~~for the next legislative day~~ under the applicable order of business
29 for second reading and final passage except as provided in subdivision e ~~or g~~.
- 30 e. If the committee report is for amendment and then rereferral to another
31 committee, the measure must be rereferred to the appropriate committee after
32 adoption or rejection of the amendment. If, after adoption or rejection of the

1 amendment, a measure is subject to rereferral under House Rule 329, the
2 measure must be rereferred to the Appropriations Committee, regardless of
3 whether the report provides for rereferral.

4 f. If the committee report does not recommend rereferral to another committee but
5 recommends that the measure pass, do not pass, or makes no recommendation,
6 the measure must be placed on the calendar ~~for the next legislative day~~ under
7 the applicable order of business for second reading and final passage ~~except as~~
8 ~~provided in subdivision g.~~

9 g. ~~On motion~~ Except as provided under subdivision e, a measure must be placed on
10 the calendar for second reading and final passage immediately after action is
11 taken on the amendment. ~~If the committee report recommends the measure be~~
12 ~~placed on the calendar for second reading and final passage immediately after~~
13 ~~action is taken on the amendment, the measure must be placed on the calendar~~
14 ~~for second reading and final passage immediately after the amendment is~~
15 ~~adopted. After the thirtieth legislative day all House bills, and after the fifty-third~~
16 ~~legislative day all measures, must be placed on the calendar for second reading~~
17 ~~and final passage immediately after action is taken on the amendment. Without~~
18 objection, a measure placed on the calendar under this subdivision must be
19 acted on immediately after placement on the calendar. If more than one
20 amendment was deemed approved under subdivision a and the measures are
21 placed on the calendar under this subdivision, the Speaker shall announce
22 whether the measures will be acted on immediately after placement on the
23 calendar and the order in which the measures will be considered.

24 h. A report for amendment must be approved as to form and style by the Legislative
25 Council staff. When a report for amendment is received by the Chief Clerk
26 without a notation that the report was approved as to form and style by the
27 Legislative Council staff, the Chief Clerk immediately shall cause that report to be
28 delivered to the Legislative Council office with a request that the report be
29 examined and receive a notation approving its form and style.

30 4. If the committee report is divided as provided in House Rule 602, the reports must be
31 placed on the calendar ~~for the next legislative day~~ on the seventh order of business.
32 The Speaker shall receive and announce a motion that the report of the minority be

1 substituted for the majority committee report. If the minority report is adopted, that
2 report is substituted for the majority report and must be placed on the calendar on the
3 eleventh or fourteenth order of business. If the minority report is not adopted, the
4 majority report is deemed adopted and must be placed on the calendar on the
5 eleventh or fourteenth order of business. If a "do not pass" report is adopted under this
6 subsection, the measure must be placed on the calendar on the eleventh or fourteenth
7 order of business. If no report is adopted under this subsection, the measure must be
8 placed on the calendar on the eleventh or fourteenth order of business unless the
9 measure is subject to rereferral under House Rule 329.

- 10 5. ~~The~~If practicable, the Chief Clerk shall ensure that the daily calendar contains
11 appropriate notation of committee reports.

12 **SECTION 11. AMENDMENT.** Joint Rule 202 is amended as follows:

13 **202. Receding before conference.** Either house may recede from any subject matter of
14 difference existing between the two houses at any time before a conference whether the papers
15 on which the difference has arisen are before the house receding formally or informally, and a
16 majority of the members-elect governs, except in a case where two-thirds of the members-elect
17 is required by the Constitution, and the question having been put and lost, may not be again put
18 the same day, and the consideration thereof in other respects is regulated by the rules of the
19 respective houses.

20 **SECTION 12. AMENDMENT.** Joint Rule 207 is amended as follows:

21 **207. Consideration of items on consent calendar.**

- 22 1. ~~No item on the consent calendar may be considered for adoption on the same~~
23 ~~legislative day it is placed on the consent calendar.~~
- 24 2. Bills or resolutions on the consent calendar are not debatable, except that the
25 presiding officer shall allow a reasonable time for questions from the floor and shall
26 permit the proponents of the bills or resolutions to answer the questions.
- 27 ~~3-2.~~ The question of the final passage of more than one item contained on the consent
28 calendar may be voted on in a single vote if the vote is on either bills or resolutions
29 and not on any combination thereof in the same vote.
- 30 ~~4-3.~~ Immediately before voting on the first consent calendar bills or resolutions, the
31 presiding officer shall call to the attention of the members the fact that the next vote
32 will be the vote on the bills or resolutions on the consent calendar. A recorded roll call

1 vote is necessary on items on the consent calendar only if a recorded roll call vote is
2 required under Senate or House Rule 341.

3 **SECTION 13. REPEAL.** Joint Rule 208 is repealed.

4 **SECTION 14.** Joint Rule 303 is created as follows:

5 **303. Joint Legislative Redistricting Committee.** A Joint Legislative Redistricting
6 Committee must be appointed during any legislative sessions during which the issue of
7 legislative redistricting is addressed. The committee consists of sixteen members, eight from the
8 House and eight from the Senate, appointed in the same manner as the members of other
9 standing committees are appointed. The first-named member from each house is co-chairman
10 of the committee. The presiding officer shall refer to the Joint Legislative Redistricting
11 Committee all bills and resolutions relating to redistricting or reapportionment of legislative
12 districts. The committee shall first meet at the call of the Senate co-chairmen and the
13 chairmanship of each meeting thereafter alternates between the co-chairmen. Members of the
14 committee are excused from attending a meeting of any other committee while the members
15 are attending a meeting of the Joint Legislative Redistricting Committee. The committee shall
16 issue joint reports on the measures referred to it, with a report first being presented to the house
17 having possession of the measure, and later presented to the other house if appropriate.

18 **SECTION 15.** Joint Rule 304 is created as follows:

19 **304. Joint Technical Corrections Committee.** A Joint Technical Corrections Committee
20 must be appointed during a special or reconvened session. The committee consists of sixteen
21 members, eight from the House and eight from the Senate, appointed in the same manner as
22 the members of other standing committees are appointed. The first-named member from each
23 house is co-chairman of the committee. The presiding officer shall refer bills and resolutions
24 relating to statutory or constitutional revision to the committee. The committee shall first meet at
25 the call of the Senate co-chairman and the chairmanship of each meeting thereafter alternates
26 between the co-chairmen. Members of the committee are excused from attending a meeting of
27 any other committee while they are attending a meeting of the Joint Technical Corrections
28 Committee. The committee shall issue joint reports on the measures referred to it, with a report
29 first being presented to the house having possession of the measure, and later presented to the
30 other house if appropriate.

31 **SECTION 16. AMENDMENT.** Subsection 4 of Joint Rule 501 is amended as follows:

- 1 4. a. The agency or department preparing the fiscal note for a bill or resolution as
2 introduced shall complete and return the fiscal note to the Legislative Council not
3 later than ~~five days~~one day from the date of the request. The agency or
4 department preparing the fiscal note for an amended bill or resolution shall
5 complete and return the fiscal note to the Legislative Council not later than one
6 day from the date of the request.
- 7 b. The Legislative Council shall provide an electronic copy of the fiscal note to the
8 Office of Management and Budget and the Governor. The Legislative Council
9 shall make an electronic or paper copy of the fiscal note available to the
10 Secretary of the Senate or the Chief Clerk of the House.